Docket No.: 50090-270

In re Application of

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

AND TRADEMARK OFFICE

RESPONSE UNDER 37 CFR 1.116 JUL 08 2004

TO DE DITED PROCEDURE

TECHCESTORE

Katsunobu HORI, et al. Customer Number: 20277

Confirmation Number: 6055

Application No.: 09/756,846

Group Art Unit: 2811

Filed: January 10, 2001 Examiner: H. Vu

SEMICONDUCTOR DEVICE HAVING A LAYERED WIRING STRUCTURE WITH For:

HARD MASK COVERING

AMENDMENT UNDER 37 C.F.R. § 1.116

Mail Stop AF **Commissioner for Patents** P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

The following Amendment and Remarks are submitted in response to the Final Office Action dated April 6, 2004, pursuant to the provisions of 37 C.F.R. § 1.116.

Docket No.: 50090-270

re Application of

Katsunobu HORI, et al.

Serial No.: 09/756,846

Filed: January 10, 2001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

: Response Under 37 CFR 1.116 - Expedited Procedure

Customer Number: 20277

Confirmation Number: 6055

Group Art Unit: 2811

Examiner: H. Vu

Corres. and Mail

For:

SEMICONDUCTOR DEVICE HAVING A LAYERED WIRING STRUCTURE WITH HARD MASK

COVERING (AS AMENDED)

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

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Transmitted herewith is an Amendment in the above-identified application.

No additional fee is required.

Applicant is entitled to small entity status under 37 CFR 1.27

Also attached:

The fee has been calculated as shown below:

	NO. OF CLAIMS	HIGHEST PREVIOUSLY PAID FOR	EXTRA CLAIMS	RATE	FEE
Total Claims	17	20	0	\$18.00 =	\$0.00
Independent Claims	3	4	0	\$86.00 =	\$0.00
Multiple claims newly presented				\$0.00	
		Fee for extension of time			\$0.00
					\$0.00
Total of Above Calculations				\$0.00	

Please charge my Deposit Account No. 500417 in the amount of \$0.00. An additional copy of this transmittal sheet is submitted herewith.

The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment, to Deposit Account No. 500417, including any filing fees under 37 CFR 1.16 for presentation of extra claims and any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

MCDERMOTT WHIL & EMERY LLP

Registration No. 42,984

600 13th Street, N.W. Washington, DC 20005-3096 (202) 756-8000 SDP:kap Facsimile: (202) 756-8087 Date: July 6, 2004